

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc.¹ ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before October 31, 2017; if settlements are not finalized and dismissal orders are not submitted by October 31, 2017, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

¹ As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO. _____, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

s/ Christy D. Jones _____
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Counsel for Defendants

APPROVED:

Dated: _____

_____ Honorable Joseph R. Goodwin

LOPEZ MCHUGH, LLP EXHIBIT A

Plaintiff Name	Civil Action Number
Abel, Elizabeth	2:13-cv-08220
Alva, Teresa	2:13-cv-25644
Apfel, Barbara	2:13-cv-00143
Arias, Josefina	2:13-cv-00416
Atkins, Brenda G.	2:13-cv-00869
Bell, Teresa	2:13-cv-08404
Billups, Lashawn	2:13-cv-00841
Brown, Roberta	2:13-cv-08294
Brown-Foster, Cheryl	2:13-cv-08293
Burree, Cecelia	2:13-cv-28637
Byas, Laquanda	2:13-cv-23510
Comire, Colleen	2:13-cv-11425
Eadie, Doreen	2:12-cv-09330
Espinoza, Rhondi	2:12-cv-01517
Galbraith, Carol	2:13-cv-11446
Garcia, Jamie	2:13-cv-08399
Gaudreau, Jennifer	2:13-cv-26321
Gobel, Betty	2:13-cv-08400
Goldberg, Suzanne	2:13-cv-01295
Guayante, Trinity	2:13-cv-02073
Hill-Miller, Flossie	2:13-cv-11442
Howell, Eunice	2:13-cv-25647
Kirkpatrick, Jenifer	2:13-cv-25641
Lewis, Judith R.	2:13-cv-00450
McClinic, Jennifer	2:13-cv-27230
McCrea, Cheryl A.	2:13-cv-02090
McGinnis, Shirley	2:13-cv-23514
McLaughlin, Victoria	2:14-cv-20746
Miskimon, Alma	2:13-cv-22740
Morton, Jill	2:13-cv-09094
Newitt, Ellen	2:12-cv-05998
Olds, Mary	2:13-cv-27231
Pickford, Angela	2:13-cv-01208
Pijuan, Kelly	2:13-cv-00779
Pokoluk, Lisa	2:13-cv-00992
Prince, Linda	2:13-cv-02044
Pugh, Virginia	2:13-cv-24767
Rand, Barbara	2:13-cv-27234
Rasely, Shirley	2:13-cv-08645
Richardson, Kathleen Marion	2:12-cv-07214
Rizer, Renae Lynn	2:12-cv-05128

Robles, Denia	2:13-cv-30456
Ross, Mildred	2:13-cv-23516
Rowland, Virginia	2:13-cv-24768
Schachter, Benita	2:13-cv-00989
Selvey, Janet	2:13-cv-11445
Simon, Virginia R.	2:13-cv-27239
Stephens, Carolyn K.	2:12-cv-07835
Stone, Virginia	2:13-cv-01566
Thomas, Marcia	2:13-cv-11427
Tolan, Carole	2:13-cv-08420
Toran, Veronica Lewis	2:14-cv-20739
Tuminello, Judith	2:14-cv-18363
Vance, Deborah	2:13-cv-24770
Waugaman, Michelle	2:13-cv-07795
Westmoreland, Anita	2:13-cv-23519
Widdoss , Ellyn	2:13-cv-00984
Wilson, Elizabeth Ann	2:14-cv-15883
Wooten, Ladora	2:13-cv-24774
Wurtz, Julieann	2:12-cv-04679

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